

**ONE HUNDREDTH LEGISLATURE - SECOND SESSION -  
2008**

**COMMITTEE STATEMENT**

**LB1074**

---

**Hearing Date:** February 14, 2008

**Committee On:** Health and Human Services

**Introducer(s):** (Nantkes)

**Title:** Provide requirements for owners and certified operators of swimming pools

---

**Roll Call Vote - Final Committee Action:**

Indefinitely Postponed

---

**Vote Results:**

7 Yes                      Senators Johnson, Erdman, Gay, Hansen, Howard,  
Pankonin, Stuthman

0 No

0 Absent

0 Present, not voting

---

**Proponents:**

Tracynda Davis

David C. Locke

**Opponents:**

Douglas Clark

Kenneth Cook

Tracy Stratman

Cheryll Peterson-Braachle

---

**Representing:**

National Swimming Pool Foundation

National Swimming Pool Foundation

**Representing:**

Douglas County Health Department

Havco Pools Inc.

Nebraska Recreation and Park Association

City of Omaha Park Recreation and Public  
Property

**Neutral:**

**Representing:**

---

**Summary of purpose and/or change:**

LB 1074 relates to swimming pools and certification of swimming pool operators.

The bill requires all swimming pool owners, on and after July 1, 2009, to employ at least one certified operator. The owner must replace a vacancy in the certified operator position within ninety days of the vacancy if the owner employs only one certified operator. A current certificate of a certified operator employed by a swimming pool owner must be posted conspicuously and maintained at the swimming pool for the duration of the operator's employment.

The bill defines "certified operator" as "an individual who has successfully completed the Certified Pool-Spa Operator course approved by the National Swimming Pool Foundation, the Aquatic Facility Operator course approved by the National Recreation and Park Association, or an equivalent course provided by a nonprofit organization approved by the Department of Health and Human Services."

The certification course must provide at least fourteen hours of training on pool operation, safety, and maintenance, at least six hours of which must be in a classroom environment along with a proctored exam. The remainder of the required training may be completed on the Internet, subject to approval by the department.

The bill requires that a copy of the certification be forwarded to the department. A certified operator must maintain his or her certification as required by the "applicable organization." A certified operator must remit a fee for a certificate of competency from the department pursuant to section 71-4305.

The bill has an operative date of July 1, 2009.

**Explanation of amendments, if any:**

\_\_\_\_\_  
Senator Joel Johnson, Chairperson